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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

ORACLE USA, INC., *et al.*,  
Plaintiffs,  
v.  
SAP AG, *et al.*,  
Defendants.

Case No. 07-CV-1658 PJH (EDL)

**DEFENDANTS' ADMINISTRATIVE  
MOTION TO PERMIT  
DEFENDANTS TO FILE UNDER  
SEAL PLAINTIFFS' INFORMATION  
SUPPORTING DEFENDANTS'  
REPLY TO PLAINTIFFS'  
OPPOSITION TO DEFENDANTS'  
MOTION FOR PARTIAL SUMMARY  
JUDGMENT**

DEFENDANTS' ADMINISTRATIVE MOTION  
TO FILE UNDER SEAL  
Case No. 07-CV-1658 PJH (EDL)

1 Pursuant to Local Rules 7-11(a) and 79-5(c), Plaintiffs Oracle USA, Inc., Oracle  
2 International Corporation, Oracle EMEA Limited and Siebel Systems, Inc. ("Plaintiffs") and  
3 Defendants SAP AG, SAP America, Inc. and TomorrowNow, Inc. ("Defendants," and together  
4 with Plaintiffs, the "Parties") request that the Court order the Clerk of the Court to file under seal,  
5 at Plaintiffs' request, portions of Defendants' Reply to Plaintiffs' Opposition to Defendants'  
6 Motion for Partial Summary Judgment Regarding Plaintiffs' Hypothetical License Damages  
7 Claim ("Reply"), which Defendants lodged with the Court on October 7, 2009.

8 The requested relief sought is necessary and narrowly tailored to protect the alleged  
9 confidentiality of the content of Plaintiffs' documents put at issue by the Reply. This request is  
10 supported by the Stipulation and Declaration of Tharan Gregory Lanier in support of Defendants'  
11 Administrative Motion to File Under Seal attached.

12 Pursuant to Local Rule 79-5, a proposed order and stipulation accompanies this request to  
13 file portions of the Reply under seal.

14 DATED: October 7, 2009

JONES DAY

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16 By: /s/ Tharan Gregory Lanier  
17 Tharan Gregory Lanier

18 Attorneys for Defendants  
19 SAP AG, SAP AMERICA, INC., and  
20 TOMORROWNOW, INC.  
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